

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

JAMES E. SMITH, ) No. C 10-5807 LHK (PR)  
Plaintiff, ) JUDGMENT  
v. )  
THE COMMISSIONER, et al., )  
Defendants. )  
\_\_\_\_\_  
)

The Court has dismissed the instant action. A judgment of dismissal without prejudice is entered. The Clerk shall close the file.

IT IS SO ORDERED.

DATED: 5/12/11

  
LUCY H. KOH  
United States District Judge